



General Assembly

Substitute Bill No. 241

February Session, 2010

* _____SB00241LABGAE031610_____*

AN ACT CONCERNING THE DEPARTMENT OF ADMINISTRATIVE SERVICES AND PREQUALIFICATION AND EVALUATION OF CONTRACTORS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (i) of section 4a-100 of the 2010 supplement to
2 the general statutes is repealed and the following is substituted in lieu
3 thereof (*Effective October 1, 2010*):

4 (i) The commissioner may [not issue or renew] deny a
5 prequalification certificate to any contractor or substantial
6 subcontractor (1) who is disqualified pursuant to section 31-57c or 31-
7 57d, [or] (2) who has a principal or key personnel who, within the past
8 five years, has a conviction or has entered a plea of guilty or nolo
9 contendere for or has admitted to commission of an act or omission
10 that reasonably could have resulted in disqualification pursuant to any
11 provision of subdivisions (1) to (3), inclusive, of subsection (d) of
12 section 31-57c or subdivisions (1) to (3), inclusive, of subsection (d) of
13 section 31-57d, as determined by the commissioner, or (3) who, within
14 the past three years, has received three or more unsatisfactory written
15 evaluations.

16 Sec. 2. Subsection (o) of section 4a-100 of the 2010 supplement to the
17 general statutes is repealed and the following is substituted in lieu
18 thereof (*Effective October 1, 2010*):

19 (o) Any contractor or substantial subcontractor aggrieved by the
 20 commissioner's final determination concerning a preliminary
 21 determination, a denial of certification, a reduction in prequalification
 22 classification or aggregate work capacity rating or a revocation [or
 23 nonrenewal] of certification may appeal to the Superior Court in
 24 accordance with section 4-183.

25 Sec. 3. Subsection (e) of section 4a-101 of the 2010 supplement to the
 26 general statutes is repealed and the following is substituted in lieu
 27 thereof (*Effective October 1, 2010*):

28 (e) No person, public agency, employee of a public agency or
 29 certifying official of a public agency shall be held liable to any
 30 contractor, substantial subcontractor or subcontractor for any loss or
 31 injury sustained by such contractor, substantial subcontractor or
 32 subcontractor as the result of the completion of an evaluation form, as
 33 required by this section or by section 4a-100, as amended by this act,
 34 unless such person, agency, employee or official is found by a court of
 35 competent jurisdiction to have acted in a wilful, wanton or reckless
 36 manner.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	4a-100(i)
Sec. 2	<i>October 1, 2010</i>	4a-100(o)
Sec. 3	<i>October 1, 2010</i>	4a-101(e)

LAB Joint Favorable Subst. C/R

GAE